



DEPARTMENT OF HEALTH & HUMAN SERVICES

Food and Drug Administration

m27047

Chicago District  
300 S. Riverside Plaza, Suite 550 South  
Chicago, Illinois 60606  
Telephone: 312-353-5863

June 1, 1999

WARNING LETTER  
CHI-19-99

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Lester Meyers  
11198 Elkendier School road  
Nashville, IL 62263

Dear Mr. Meyers:

An investigation of your dairy firm, conducted by Investigator Mark Peterson, on May 7, 1999, found you offered a cull cow for sale for slaughter as human food in violation of Section 402(a)(2)(C)(ii) of the Federal Food, Drug, and Cosmetic Act (Act).

On or about April 13, 1999, you sold a cow to [REDACTED], who subsequently shipped the cow for slaughter as human food to [REDACTED]. USDA analysis of tissue samples collected from that animal identified the presence [REDACTED] parts per million (ppm) penicillin in the kidney tissue. The established regulatory action levels for penicillin in cattle [REDACTED] ppm. The presence of this drug in the edible tissue from this animal causes the food to be adulterated under Section 402(a)(2)(C)(ii) of the Act.

The above is not intended as an all-inclusive list of violations. As a producer of animals offered for human consumption, you are responsible for assuring that your overall operation and the food products for distribution are in compliance with the law.

You should take prompt action to correct the violations, and you should establish procedures whereby such violations do not recur. Failure to promptly correct these violations may result in regulatory action without further notice, such as seizure and/or injunction. This letter constitutes official notification under the law.

Please advise this office in writing within 15 working days of receipt of this letter of the steps you have taken to bring your firm into compliance with the law. Your response should include each step that has been taken or will be taken to correct the violations and prevent their recurrence. If corrective action cannot be completed within 15 working days, state the reason for the delay and the time frame within which the corrections will be completed. Please include copies of any available documentation demonstrating that corrections have been made.

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Your response should be directed to Richard Harrison, Director, Compliance Branch.

Sincerely,

/s/

Raymond V. Mlecko  
District Director

- cc: Manzoor Chaudry, DVM  
Branch Chief, Residue Staff  
Food Safety and Inspection Service  
US Dept. of Agriculture  
Technical Service Center  
106 S. 15<sup>th</sup> St., Ste 904  
Omaha, NE 68102
- cc: Richard Hull, DVM  
Chief Veterinarian  
Bureau of Animal Health  
Division of Animal Industries  
Illinois Department of Agriculture  
P.O. Box 19281  
Springfield, IL 62794-9281
- cc: Mark Ringler  
Bureau Manager  
Bureau of Agricultural Products Inspection  
Division of Agricultural Industry Regulations (DAIR)  
Illinois Department of Agriculture  
P.O. Box 19281  
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